

# **EXHIBIT 369**

UNDER PROTECTIVE ORDER

Page 1

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

THE STATE OF TEXAS, et al,

Plaintiffs,

-vs-

Civil Action No.

4:20-cv-00957-SDJ

GOOGLE LLC,

Defendant.

VIDEOTAPED DEPOSITION OF CHUCK HARDER  
TAKEN ON BEHALF OF THE DEFENDANT  
ON MAY 1, 2024, BEGINNING AT 8:51 A.M.  
VIA ZOOM

APPEARANCES

on behalf of the PLAINTIFFS

Ms. Amanda Wentz (Via Zoom)  
ARKANSAS ATTORNEY GENERAL'S OFFICE  
323 Center Street  
Suite 200  
Little Rock, Arkansas 72201  
(501) 682-2007

(Appearances continued on next page.)

REPORTED BY: Shannon S. Harwood, CSR, RPR, CRR  
Job No. CS6663791

UNDER PROTECTIVE ORDER

Page 30

1           A.     The factual basis for that conclusion, this is  
2     -- this is an instance where -- again, an instance where  
3     the facts in this case are common for all the states  
4     involved and the fact witness for the common facts is  
5     the 30(b)(6) witness for the State of Texas, Mr. Gordon.

6           Q.     Do you have any evidence about harm to  
7     Arkansas's citizens --

8           A.     I don't have any -- I don't have any -- we  
9     don't have any evidence that the harm to Arkansas  
10    citizens is any different than the harm nationally.

11          Q.     So -- so is it the State's contention that  
12    widespread national harm is the harm to Arkansas  
13    citizens?

14          A.     We -- no, the -- we do not believe -- we have  
15    no reason to believe that Arkansas was -- that the harm  
16    to Arkansas was any less or any more than it was  
17    nationally at this point. It will not know until  
18    discovery is concluded and we have the reports of our  
19    experts.

20          Q.     Sir, discovery closes in two days. You know  
21    that, right?

22          A.     I do now.

23          Q.     The fact discovery closes in two days, fair?

24          A.     I have no reason to doubt that.

25          Q.     So -- so your testimony is that in the next 48

UNDER PROTECTIVE ORDER

Page 35

1 Protection Division staff investigators.

2 Q. And -- and you personally work within that  
3 division, fair?

4 A. Yes, I do.

5 Q. And what happens when a -- when consumer  
6 complaints come in to your division?

7 A. When consumer complaints come into the  
8 division, we make an effort to mediate those complaints.  
9 There's a process whereby complaints are -- are sent to  
10 the business. We request that the business reply to the  
11 complaint, provide us a reply, and then we attempt to  
12 mediate the complaint.

13 Q. And that's -- that's the normal process for  
14 Arkansas investing -- investigating consumer complaints  
15 from citizens that are made to your office; is that  
16 fair?

17 A. That's correct.

18 Q. How many consumer complaints has the Arkansas  
19 office that you work in received with respect to  
20 Google's ad tech products?

21 A. We haven't received any with respect to the  
22 Google Ad tech products.

23 Q. You haven't received one, correct?

24 A. That's correct.

25 Q. For the past 10 years, you've received zero

C E R T I F I C A T E

Page 70

STATE OF OKLAHOMA )  
COUNTY OF TULSA )

I, Shannon S. Harwood, a Certified Shorthand Reporter in and for the State of Oklahoma, do hereby certify that the foregoing is a true and correct transcription of my shorthand notes of proceedings had in Case Number 4:20-cv-957-SDJ heard on the 1st day of May, 2024, and is only valid with my stamped seal and my original signature.

I further certify that I am not related to nor attorney for either of said parties nor otherwise interested in said action.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 2nd day of May, 2024.



---

Shannon S. Harwood, CSR, RPR, CRR